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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

Plaintiff,

V.

BRANDON EDWARD WILKERSON,

Defendant.

Case No.: 2:24-CR-00043-TOR

PROTECTIVE ORDER

The United States of America, having applied to this Court for a Protective Order regulating disclosure of the discovery materials and the sensitive information contained therein to defense counsel in connection with the Government's discovery obligations, and the Court finding good cause therefore, **IT IS HEREBY ORDERED:**

1. The United States' Unopposed Motion for Protective Order is **GRANTED**.

2. The United States is authorized to disclose the discovery including sensitive information and materials (hereinafter “Discovery”) in its possession pursuant to the discovery obligations imposed by this Court.

1 3. Government personnel and counsel for Brandon Edward Wilkerson
2 ("Defendant"), shall not provide, or make available, the sensitive information in the
3 Discovery to any person except as specified in the Order or by approval from this
4 Court. Counsel for Defendant and the Government shall restrict access to the
5 Discovery, and shall only disclose the sensitive information in the Discovery to their
6 client, office staff, investigators, independent paralegals, necessary third-party
7 vendors, consultants, and/or anticipated fact or expert witnesses to the extent that
8 defense counsel believes is necessary to assist in the defense of their client in this
9 matter or that the Government believes is necessary in the investigation and
10 prosecution of this matter.

11 4. Third parties contracted by the United States or counsel for Defendant
12 to provide expert analysis or testimony may possess and inspect the sensitive
13 information in the Discovery, but only as necessary to perform their case-related
14 duties or responsibilities in this matter. At all times, third parties shall be subject to
15 the terms of the Order.

16 5. Discovery in this matter will be available to defense counsel via access
17 to a case file on USA File Exchange. Counsel for Defendant may download
18 Discovery from USA File Exchange and shall exercise reasonable care in ensuring
19 the security and confidentiality of the Discovery by electronically storing the
20 Discovery on a password-protected or encrypted storage medium, including a
21 password-protected computer, or device. If Discovery is printed, Counsel must also
22 exercise reasonable care in ensuring the security and confidentiality of the Discovery
23 by storing copies in a secure place, such as a locked office, or otherwise secure
24 facility where visitors are not left unescorted.

25 6. If, during the pendency of the case, Defendant requests a copy of the
26 any Discovery items from Counsel for Defendant, Counsel may provide a copy of
27 Discovery items to the defendant provided that Counsel advises Defendant of
the

1 requirements of the Protective Order and ensures that all sensitive third-party
2 information contained in the Discovery, such as social security numbers, dates of
3 birth, and bank account numbers, is fully redacted. Counsel for Defendant may
4 review Discovery with a witness or potential witness in this case subject to the
5 requirement that before being shown any portion of the Discovery, any witness or
6 potential witness must be informed of the requirements of the Protective Order and
7 no witness or potential witness may retain any copies of the Discovery after his or
8 her review of those materials with Counsel is complete.

9 7. All counsel of record in this matter, including counsel for the United
10 States, shall ensure that any party, including the Defendant, that obtains access to
11 the Discovery, is advised of this Order and that all information must be held in strict
12 confidence and that the recipient may not further disclose or disseminate the
13 information. Any other party that obtains access to, or possession of, the Discovery
14 containing discovery information once the other party no longer requires access to
15 or possession of such Discovery shall promptly destroy or return the Discovery once
16 access to Discovery is no longer necessary. No other party that obtains access to or
17 possession of the Discovery containing sensitive information shall retain such access
18 to or possession of the Discovery containing sensitive information unless authorized
19 by this Order, nor further disseminate such Discovery except as authorized by this
20 Order or the further Order of this court. For purposes of this Order, “other party” is
21 any person other than appointed counsel for the United States or counsel for
22 Defendant.

23 8. All counsel of record, including counsel for the United States, shall
24 keep a list of the identity of each person to whom the Discovery containing sensitive
25 information is disclosed and who was advised of the requirements of this Order.
26 Neither counsel for Defendant nor counsel for the United States shall be required to
27 disclose this list of persons unless ordered to do so by the Court.

1 9. Upon entry of a final order of the Court in this matter and conclusion
2 of any direct appeals, government personnel and counsel for Defendant shall retrieve
3 and destroy all copies of the Discovery containing sensitive information, except that
4 counsel and government personnel may maintain copies in their closed files
5 following their customary procedures.

6 10. Government personnel and counsel for Defendant shall promptly report
7 to the Court any known violations of this Order.

8 **IT IS SO ORDERED.** The District Court Clerk is hereby directed to enter
9 this Order and provide copies to counsel.

10 DATED July 17, 2024.



A handwritten signature in blue ink that reads "Thomas O. Rice".

THOMAS O. RICE
United States District Judge